IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4308 OF 2006

Rajendra Shah & Anr. .. Applicants

Versus

State of Maharashtra .. Respondent

Mr.M.Pradhan for applicants

Mr.Rajesh More, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 1st December 2006.

P.C.

. Mentioned not on board.

2. Mr.Pradhan has tendered this application

for urgent reliefs as he apprehends that applicants would be arrested any time.

3. Mr.Pradhan undertakes to get this application numbered. Needless to state that a certified copy of this order will not be issued unless this application is numbered.

4. Applicants have applied for anticipatory bail in the Sessions Court at Mumbai. Their Anticipatory bail application No.1437 of 2006 was moved before the learned Sessions Judge who has directed issuance of notice to the respondents but refused to pass any ad-interim orders. Application is adjourned to 6th December 2006 and the applicants, without any protection, apprehend their arrest in connection with C.R.No.700 of 2006, registered with Malad police station.

5. In the peculiar facts and circumstances of this case, so also considering the fact that

the applicants' application would be rendered infructuous, it is directed that the applicants shall not be arrested during the pendency of the anticipatory bail Application No.1437 of 2006. However, this order will take effect only if the applicants are not arrested uptill now. Similarly, the applicants are directed to report to Malad Police Station as and when summoned and not leave Mumbai without prior permission from the Sessions Court.

(S.C.Dharmadhikari, J)